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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE DITROPAN XL ANTITRUST
LITIGATION

MDL No. 1761 (JSW)

This Document Relates to:

[PROPOSED] ORDER

INDIRECT PURCHASER ACTIONS

Hon. Jeffrey S. White

PURSUANT TO STIPULATION, IT IS HEREBY ORDERED THAT:

Pursuant to Federal Rule of Civil Procedure 41, Plaintiffs, City of Fargo Health Trust Fund, Local 28 Sheet Metal Workers Fund, United Food & Commercial Workers Union & Employers Midwest Health Fund, Plumbers & Pipefitters Local 572 Health & Welfare Fund, and Teamsters Local No. 35 Health Plans', fourth cause of action to their Consolidated Amended Class Action Complaint, seeking declaratory and injunctive relief under Section 16 of the Clayton Act, 15 U.S.C. § 26, for Defendant's alleged violations of Section 2 of the Sherman Act, 15 U.S.C. § 2, is voluntarily dismissed without prejudice.

Dated: September 17, 2007


Hon. Jeffrey S. White
United States District Judge
Northern District of California